

Deborah.Easterling

From: Randall.Dong
Sent: Friday, November 22, 2013 2:35 PM
To: PSC_Legal Department; PSC_Technical Advisory; Daphne.Duke
Subject: FW: B2 Holdings, LLC vs. Carolina Water Service, DN 2013-71-WS

FYI

From: Randall.Dong
Sent: Friday, November 22, 2013 2:32 PM
To: 'Laura P. Valtorta'; James.Spearman; selliott@elliottlaw.us; charles.terreni@terrenilaw.com; Nelson, Jeff; Edwards, Nanette
Subject: RE: B2 Holdings, LLC vs. Carolina Water Service, DN 2013-71-WS

Laura, you may be able to enlist the help of ORS in determining whether DHEC Guidelines are being applied correctly with regard to classifying your client's company for purposes of calculating SFEs. --Randall

From: Laura P. Valtorta [<mailto:laurapv@aol.com>]
Sent: Thursday, November 21, 2013 4:34 PM
To: James.Spearman; Randall.Dong; selliott@elliottlaw.us; charles.terreni@terrenilaw.com; Nelson, Jeff; Edwards, Nanette
Cc: PSC_Attorneys; Daphne.Duke; PSC_Technical Advisory
Subject: RE: B2 Holdings, LLC vs. Carolina Water Service, DN 2013-71-WS

What category should this complaint be in?

Laura P. Valtorta
Attorney at Law/ Filmmaker
903 Calhoun Street
Columbia, SC 29201
(803) 771-0828
www.gattafilms.com

-----Original Message-----

From: James.Spearman <James.Spearman@psc.sc.gov>
To: Randall.Dong <Randall.Dong@psc.sc.gov>; Laura P. Valtorta (laurapv@aol.com) <laurapv@aol.com>; Elliott Scott (selliott@elliottlaw.us) <selliott@elliottlaw.us>; Terreni, Charles L.A. (charles.terreni@terrenilaw.com) (charles.terreni@terrenilaw.com) <charles.terreni@terrenilaw.com>; Nelson, Jeff <jnelson@regstaff.sc.gov>; Edwards, Nanette <nsedwar@regstaff.sc.gov>
Cc: PSC_Attorneys <PSC_Attorneys@bcbad.state.sc.us>; Daphne.Duke <Daphne.Duke@psc.sc.gov>; PSC_Technical Advisory <psctechnicaladvisory@psc.sc.gov>
Sent: Thu, Nov 21, 2013 2:13 pm
Subject: RE: B2 Holdings, LLC vs. Carolina Water Service, DN 2013-71-WS

This complaint is the same as the complaints in Alpine and the Utilities, Inc.'s companies where the complainants argue that the DHEC Guidelines should not be used for rate setting. In every water/sewer case over the past few years the Commission has approved setting rates using the DHEC Guidelines. Unless the Commission wants a generic hearing on methodologies for setting water/sewer rates for industrial customers, there is nothing the Commission can do for Mr. Bozeman. An alternative would be to ask ORS to verify that Mr. Bozeman's company is being charged the correct equivalents based on the DHEC Guidelines. Given the large number of categories in the DHEC Guidelines, Mr. Bozeman's company may not be in the proper category.

From: Randall.Dong

Sent: Wednesday, November 20, 2013 4:33 PM

To: Laura P. Valtorta (laurapv@aol.com); Elliott Scott (selliott@elliottlaw.us); Terreni, Charles L.A. (charles.terreni@terrenilaw.com); Nelson, Jeff; Edwards, Nanette

Cc: PSC_Attorneys; Daphne.Duke; PSC_Technical Advisory

Subject: B2 Holdings, LLC vs. Carolina Water Service, DN 2013-71-WS

Dear Counsel:

I have received Ms. Valtorta's request that we schedule this matter for a hearing. As you all may recall, I am the Hearing Examiner in this case. My recollection is that we (counsel for the parties and myself) have had a conversation about how to proceed in this matter, and that there was some preliminary discussion of dismissing this matter without prejudice with the intent of addressing the issues raised by Mr. Bozeman in the rate case now pending before the Commission. My understanding is that Mr. Bozeman does not dispute that the Utility is charging his company rates authorized by the Commission or imposed under bond as provided by statute. Rather, he disputes the fairness of the method of calculating his rate. Accordingly, I am unsure as to what relief Mr. Bozeman is requesting and what relief he believes the Commission can provide.

I urge that Counsel review Order No. 2013-660 in Docket No. 2013-42-S, as that very recent Order addresses the issues raised by Mr. Bozeman in his complaint. Here is the URL to the Order: <http://dms.psc.sc.gov/pdf/orders/C80BF3CC-155D-141F-23A589E499552575.pdf>

I invite all Counsel to advise me of their respective positions in this matter.

Thank you for your cooperation.

B. Randall Dong, Staff Counsel
Public Service Commission of South Carolina
101 Executive Center Drive, Suite 100
Columbia, South Carolina 29210
Telephone: (803) 896-5176
Facsimile: (803) 896-5231
Randall.Dong@psc.sc.gov
<http://www.psc.sc.gov>